

(2) The withdrawal of the Federal land under paragraph (1) shall be in effect for the period beginning on the date of enactment of this Act and ending on the earlier of—

(A) the date that is 2 years after the date of enactment of this Act; or

(B) the date of the completion of the conveyance of Federal land under subsection (b)(1).

SA 1013. Mr. ENSIGN submitted an amendment intended to be proposed by him to the bill H.R. 2361, making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2006, and for other purposes; which was ordered to lie on the table; as follows:

On page 254, after line 25, add the following:

SEC. 4. None of the funds made available to the Forest Service under this Act shall be expended or obligated for any activity relating to the demolition of buildings at the Zephyr Shoals property, Lake Tahoe, Nevada.

SA 1014. Mr. COBURN submitted an amendment intended to be proposed by him to the bill H.R. 2361, making appropriations for the Department of the Interior, Environment, and related agencies for the fiscal year ending September 30, 2006, and for other purposes; which was ordered to lie on the table; as follows:

On page 234, line 5, strike “127,605,000” and insert “122,156,000”.

On page 130, line 24, strike “766,564,000” and insert “772,013,000”.

SA 1015. Mr. COBURN submitted an amendment intended to be proposed by him to the bill H.R. 2361, making appropriations for the Department of the Interior, Environment, and related agencies for the fiscal year ending September 30, 2006, and for other purposes; which was ordered to lie on the table; as follows:

On page 233, line 9, strike “126,264,000” and insert “121,264,000”.

On page 234, line 5, strike “127,605,000” and insert “122,156,000”.

On page 130, line 24, strike “766,564,000” and insert “777,013,000”.

SA 1016. Mr. COBURN submitted an amendment intended to be proposed by him to the bill H.R. 2361, making appropriations for the Department of the Interior, Environment, and related agencies for the fiscal year ending September 30, 2006, and for other purposes; which was ordered to lie on the table; as follows:

On page 133, strike lines 16 through 22.

On page 139, strike lines 18 through 26.

On page 150, line 22, strike “86,005,000” and insert “30,000,000”.

On page 207, strike lines 4 through 12.

SA 1017. Mr. COBURN submitted an amendment intended to be proposed by him to the bill H.R. 2361, making appropriations for the Department of the Interior, Environment, and related agencies for the fiscal year ending September 30, 2006, and for other purposes; which was ordered to lie on the table; as follows:

On page 133, strike lines 16 through 22.

On page 139, strike lines 18 through 26.

On page 150, line 22, strike “86,005,000” and insert “30,000,000”.

On page 207, strike lines 4 through 12.

On page 216, strike “2,732,323,000” and insert “2,886,330,000”.

At the appropriate place, insert the following:

Provided further, That of the funds provided to the Indian Health Service, no less than \$227,000,000 shall be made available for the Special Diabetes Program for Indians, and no less than \$216,080,000 shall be made available for the Alcohol and Substance Abuse Program.

SA 1018. Mr. COBURN submitted an amendment intended to be proposed by him to the bill H.R. 2361, making appropriations for the Department of the Interior, Environment, and related agencies for the fiscal year ending September 30, 2006, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

Provided further, That none of the funds in this or any other Act may be used for the acquisition of land for inclusion in the Deep Fork National Wildlife Refuge.

SA 1019. Mr. COBURN submitted an amendment intended to be proposed by him to the bill H.R. 2361, making appropriations for the Department of the Interior, Environment, and related agencies for the fiscal year ending September 30, 2006, and for other purposes; which was ordered to lie on the table; as follows:

On page 133, strike lines 16 through 22.

On page 139, line 24, strike “40,827,000” and insert “8,827,000”.

On page 150, line 22, strike “86,005,000” and insert “54,005,000”.

On page 207, strike lines 4 through 12.

On page 216, strike “2,732,323,000” and insert “2,853,498,000”.

At the appropriate place, insert the following:

Provided further, That of the funds provided to the Indian Health Service, no less than \$210,000,000 shall be made available for the Special Diabetes Program for Indians, and no less than \$200,248,000 shall be made available for the Alcohol and Substance Abuse Program.

PRIVILEGE OF THE FLOOR

Mr. BURNS. Mr. President, I ask unanimous consent that privilege of the floor be granted to George Matejko, a detailee on my personal staff, and Michele Gordon and Rachael Taylor of the Appropriations Committee staff during consideration of H.R. 2361, the fiscal year 2006 Interior and related agencies appropriations bill.

The PRESIDENT pro tempore. Without objection, it is so ordered.

JUNK FAX PREVENTION ACT OF 2005

Mr. ALEXANDER. Mr. President, on behalf of the leader, I ask unanimous consent the Senate proceed to the immediate consideration of Calendar 120, S. 714, the junk fax bill.

The PRESIDING OFFICER. The clerk will report the bill by title.

The legislative clerk read as follows:

A bill (S. 714) to amend section 227 of the Communications Act of 1934 (47 U.S.C. 227) relating to the prohibition on junk fax transmissions.

There being no objection, the Senate proceeded to consider the bill which had been reported from the Committee on Commerce, Science and Transportation, with amendments.

[Strike the part shown in black brackets and insert the part shown in italic.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “Junk Fax Prevention Act of 2005”.

SEC. 2. PROHIBITION ON FAX TRANSMISSIONS CONTAINING UNSOLICITED ADVERTISEMENTS.

(a) PROHIBITION.—Section 227(b)(1)(C) of the Communications Act of 1934 (47 U.S.C. 227(b)(1)(C)) is amended to read as follows:

“(C) to use any telephone facsimile machine, computer, or other device to send, to a telephone facsimile machine, an unsolicited advertisement, unless—

“(i) the unsolicited advertisement is from a sender with an established business relationship with the recipient; and

“(ii) the unsolicited advertisement contains a notice meeting the requirements under paragraph (2)(D), except that the exception under clauses (i) and (ii) shall not apply with respect to an unsolicited advertisement sent to a telephone facsimile machine by a sender to whom a request has been made not to send future unsolicited advertisements to such telephone facsimile machine that complies with the requirements under paragraph (2)(E); or”.

(b) DEFINITION OF ESTABLISHED BUSINESS RELATIONSHIP.—Section 227(a) of the Communications Act of 1934 (47 U.S.C. 227(a)) is amended—

(1) by redesignating paragraphs (2) through (4) as paragraphs (3) through (5), respectively; and

(2) by inserting after paragraph (1) the following:

“(2) The term ‘established business relationship’, for purposes only of subsection (b)(1)(C)(i), shall have the meaning given the term in section 64.1200 of title 47, Code of Federal Regulations, as in effect on January 1, 2003, except that—

“(A) such term shall include a relationship between a person or entity and a business subscriber subject to the same terms applicable under such section to a relationship between a person or entity and a residential subscriber; and

“(B) an established business relationship shall be subject to any time limitation established pursuant to paragraph (2)(G)).”.

(c) REQUIRED NOTICE OF OPT-OUT OPPORTUNITY.—Section 227(b)(2) of the Communications Act of 1934 (47 U.S.C. 227(b)(2)) is amended—

(1) in subparagraph (B), by striking “and” at the end;

(2) in subparagraph (C), by striking the period at the end and inserting a semicolon; and

(3) by adding at the end the following:

“(D) shall provide that a notice contained in an unsolicited advertisement complies with the requirements under this subparagraph only if—

“(i) the notice is clear and conspicuous and on the first page of the unsolicited advertisement;